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# **ATTACHMENT F**

CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD  
CENTRAL VALLEY REGION

RESOLUTION NO. 89-098

AMENDMENT TO THE  
WATER QUALITY CONTROL PLAN  
FOR THE  
TULARE LAKE BASIN (5D)

WHEREAS, California Water Code, Section 13240, provides that regional water quality control boards shall formulate and adopt water quality control plans for all areas within the region; and

WHEREAS, the Regional Water Quality Control Board, Central Valley Region, (Regional Board) adopted the Water Quality Control Plan for the Tulare Lake Basin (5D), hereafter Basin Plan, on 25 July 1975; and

WHEREAS, California Water Code, Section 13240, provides that water quality control plans shall conform to state policy for water quality control; and

WHEREAS, the State Water Resources Control Board (State Board) adopted Resolution No. 88-63, entitled "Sources of Drinking Water", on 19 May 1988 as state policy for water quality control; and

WHEREAS, previous to passage of State Board Resolution No. 88-63, the State Board held public workshops on 6 January 1988 and 6 April 1988 and a public hearing on 4 May 1988; and

WHEREAS, on 25 March 1988, the Regional Board adopted Resolution No. 88-051 which resolves that the ground water contained in the San Joaquin, Etchegoin, and Jacalitos Formations within one-half mile of existing surface impoundments P-1, P-2, P-3, P-4, P-4 1/2, P-5, P-6, P-7, P-8, P-9, P-10, P-11, P-12/12A, P-13, P-14, P-15, P-16, P-17, P-18, P-19, and P-20, and proposed surface impoundments P-21, P-24, P-25, P-27, P-28, and P-29 at the Kettleman Hills Facility (Sections 33 and 34, T22S, R18E, and Section 3, T23S, R18E, MDB&M) of Chemical Waste Management is not a potential source of drinking water; and

WHEREAS, in accordance with requirements of the federal Clean Water Act and the California Water Code, the Regional Board, after due notice to all interested persons, held a public hearing on 26 May 1989 to receive public comment on proposed amendments to the Basin Plan; and

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of hydrocarbon or geothermal energy, provided that these fluids do not constitute a hazardous waste under 40 CFR, Section 261.3;

and be it further

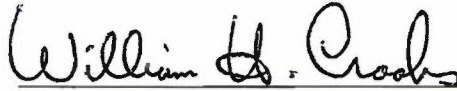
RESOLVED, that the above criteria notwithstanding, waters presently used for municipal and domestic supply are hereby designated for protection as MUN; and be it further

RESOLVED, that this policy has no effect on the determination and effect of Resolution No. 88-051; and be it further

RESOLVED, that the Executive Officer is directed to forward copies of this amendment to the Basin Plan and the record supporting its adoption to State Board for approval pursuant to Section 13245 of the California Water Code; and be it further

RESOLVED, that the Executive Officer is directed to file a Notice of Decision with the Secretary for Resources within 30 days after State Board approval.

I, WILLIAM H. CROOKS, Executive Officer, do hereby certify the foregoing is a full, true, and correct copy of a Resolution adopted by the California Regional Water Quality Control Board, Central Valley Region on 26 May 1989.

  
WILLIAM H. CROOKS, Executive Officer

AMENDED 5/26/89

ADOPTION OF BASIN PLAN AMENDMENTS REGARDING  
THE SOURCES OF DRINKING WATER POLICY<sup>1/</sup>  
BY THE CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARDS

REGIONAL BOARD	RESOLUTION NO.	ADOPTION DATE
North Coast	No. 89-37	March 30, 1989
San Francisco	No. 89-39	March 15, 1989
Central Coast	No. 89-03	April 14, 1989
Los Angeles	No. 89-03	March 27, 1989
Central Valley	No. 89-56	March 31, 1989
Central Valley (Tulare Lake Basin)	No. 89-98	May 26, 1989
Lahontan	No. 89-94	April 13, 1989
Colorado	No. 89-26	March 22, 1989
Santa Ana	No. 89-42	March 10, 1989
San Diego	No. 89-33	April 10, 1989

<sup>1/</sup> State Water Resources Control Board Resolution No. 88-63

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WHEREAS, the basin planning process has been determined to be functionally equivalent to an environmental impact report in accordance with California Environmental Quality Act (Public Resources Code Section 21000, et seq.) and appropriate notices and waiting periods have been met: Therefore, be it

RESOLVED, that all surface and ground waters within the Tulare Lake Basin which currently have no beneficial use designation are hereby designated municipal and domestic supply (MUN), with the exception of:

1. Surface and ground waters where:

- a. The total dissolved solids (TDS) exceed 3,000 mg/l (5,000 uS/cm, electrical conductivity) and it is not reasonably expected by the Regional Board to supply a public water system, or
- b. There is contamination, either by natural processes or by human activity (unrelated to a specific pollution incident), that cannot reasonably be treated for domestic use using either Best Management Practices or best economically achievable treatment practices, or
- c. The water source does not provide sufficient water to supply a single well capable of producing an average sustained yield of 200 gallons per day.

2. Surface waters where:

- a. The water is in systems designed or modified to collect or treat municipal or industrial wastewaters, process waters, mining wastewaters, or storm water runoff, provided that the discharge from such systems is monitored to assure compliance with all relevant water quality objectives as required by the Regional Board, or
- b. The water is in systems designed or modified for the primary purpose of conveying or holding agricultural drainage waters, provided that the discharge from such systems is monitored to assure compliance with all relevant water quality objectives as required by the Regional Board.

3. Ground waters:

- a. Where the aquifer is regulated as a geothermal energy producing source or has been exempted administratively pursuant to 40 Code of Federal Regulations (CFR), Section 146.4, for the purpose of underground injection of fluids associated with the production